

FILED  
for Roanoke  
JUN - 9 2010

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK  
BY: *M. Hupp*  
DEPUTY CLERK

DAVID RAY BARBOUR,  
Plaintiff,

v.

D. BRYANT,  
Defendant.

) Civil Action No. 7:10-cv-00168  
)  
)  
)

) **ORDER**  
)  
)

) By: Hon. Jackson L. Kiser  
) Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

**ORDERED**

that plaintiff's complaint is **DISMISSED** without prejudice as frivolous, pursuant to 28 U.S.C.  
§ 1915A(b)(1), and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum  
opinion to the plaintiff.

ENTER: This 9<sup>th</sup> day of June, 2010.

*Jackson L. Kiser*  
Senior United States District Judge